

Hon. Judge Langan Talks, and the N. & O. C. Depositors Smile a Sickly Smile

This morning in the district court Judge Langan issued an order settling, allowing and approving first and partial report of receiver, first supplemental report of receiver and second supplemental report of receiver and orders in reference thereto, in the matter of the State of Nevada vs. the Nye and Ormsby County bank.

After reciting the history of the case as regards the appointment of Mullen and Ross of Tonopah as receivers and the later dismissal of these gentlemen by an order of the court and the later appointment of George S. Hall as receiver of the bank, the condition of the bank from a financial standpoint, and the orders that have been issued in the case by the court, the court ordered that the receiver of the bank publish an order directing all persons having claims against the Nye and Ormsby County bank to present the same, duly verified, to the receiver of that institution.

Also that an order that all persons interested in claims filed for services rendered appear before the court on the 15th day of November, and show cause why the claims should not be paid.

The action of the receiver in accepting a settlement from one Thomas P. Scott of Washoe county of an amount of money owed the Nye and Ormsby County bank was approved by the court, and the receiver was ordered to issue a full acceptance of the said amount.

The court also ordered the receiver to sell ten shares of the stock of the Farmers and Merchants National bank which is held by the Nye and Ormsby County bank at \$100 a share.

The receiver was ordered and directed to pay all taxes due or to become due on the property of the Nye and Ormsby bank, and to pay all interest charges now due or to become due from any indebtedness due to the First National bank of San Francisco.

The receiver was authorized to offer for sale the lots owned by the bank in Manhattan and if no better offer than that made by the Presbyterian church of that place be made, to sell the same for the sum of \$50.

In the matter of the transfer of property situated in the State of Texas to secure the note and indebtedness of one Wells Morton and the claim being made that the same is fraudulent, the court ordered that the owners of said land by their attorney be given 30 days to appear before this court and file petition setting out a full statement of the facts concerning said alleged claim and to show wherein the deed to the Nye and Ormsby bank is fraudulent. After which the court will issue what orders it deems meet and proper.

The court then says regarding the resignation of the receiver:

"And it further appearing to the court at this time, that the receiver, George S. Hall, is dissatisfied with his position as receiver of the Nye and Ormsby County bank, and that he is desirous of resigning from his said office of receiver, and from the duties thereof and connected therewith, it is hereby ordered that said

receiver, George S. Hall, present to this court on the 15th day of November, A. D. 1909, at the hour of 10 o'clock a. m. thereof, his final report and account as such receiver, together with his resignation as receiver of the Nye and Ormsby County bank, at which time and place this court will make such further orders as may be met in the premises."

After the reading of the orders court took a recess until 1:30 this afternoon.—Carson Appeal.

CALIF. RULING ON ALL FOREIGN CORPORATIONS

If the ruling made yesterday in the superior court of California is followed in Nevada, one of the provisions of the corporation law of Nevada that has been a source of much trouble will undoubtedly become a dead-letter on the books and foreign corporations will breathe easier within the boundaries of the state. The law requires foreign corporations to qualify before doing business in the state and a similar statute is declared bad in California, as will be seen from the following:

LOS ANGELES, Cal., Nov. 3.—Judge Bordwell in the superior court today held to be unconstitutional the California statute providing that a corporation organized outside of the state and having no articles of incorporation on file with the secretary of state of California could not maintain or defend actions in court. The decision declares that the provision invades the natural, fundamental and constitutional rights of persons. It operates, says the court, to deprive corporations not complying with the provisions of the statute of property without compensation.

The law in Nevada is practically

the same and will, of course, be open to the same objection.

The Nevada statute was passed and approved March 20, 1907, and provides that unless a foreign corporation doing business in this state files copies of its articles of incorporation with the secretary of state and pays the proper fees, it shall be subject to the disabilities enumerated above.

The constitutionality of the Nevada statute has not as yet been fairly before any court, although in a couple of instances attorneys have looked the law in abeyance.

In the Mackay Cable company suit a demurrer set up the disability of the Pacific Telegraph and Cable company as appearing by inference in the complaint and the demurrer was sustained. A new complaint showed that the law had been complied with and so that point did not come up before the district court.

With the California decision on the books it is believed to be merely a matter of time when an attack will be made on the constitutionality of the present law.

RESCUED MEN HAD ENOUGH OF DESERT

Ed Blauhar of Pasadena and J. Reynolds of Grass Valley, California, who lost themselves two weeks and caused expense and hardship to their neighbors to rescue them from death, and who started another story of the terrors of the desert to circulate throughout the country, when they recovered from the effects of eating lizards and sucking the juice out of cacti, concluded that the ozone of the Nevada southland did not agree with their delicate organisms, and suddenly announced that they had not "lost any gold mines and if there are any in the hills skirting Death Valley they may stay there for all we care—we are going home to our wives and the babies and chickens." And everyone seems to think that is just where they should be; and they departed, hoping soon to reach orange groves, beehives and things. And no one tried to delay their departure.—Rhyolite Herald.

DEFECTIVE FLUE SUMMONS DEPARTMENT

A defective flue in the Big Casino restaurant was the cause of the fire department answering an alarm Sunday night. When the apparatus arrived on the scene a small fire was burning in the ceiling but the prompt application of the chemical allayed all danger.

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of this and buy your
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FLAPPERS STAYED
OVER-NIGHT

MOTHER
SHOULD
GRAND HER
BOY
THAT'S
HIM

NEXT GAME
WILL BE IN
TONOPAH.

FORREST



CAPT.
(SHAKESPEARE)
BOGGS RUSH-
ING IN ON
THE ENEMY